Case 23-01335-JKS Doc 84-64 Filed 07/10/24 Entered 07/10/24 18:12:30 Desc DocuSign Envelope ID: 2227A2B3-6F9E-4679-85CB-6PB(1/M)FFS-Ex. 123 Page 1 of 8

Application ID: WSFG004426940	NJ-Investor Profile Questionnaire
Fixed Deferred Annuity Request Form Complete this form and mail to: Fidelity Annuity Service Center, P.O. Box 770001, Cinci	innati, OH 45277-0050.
1 CONTRACT OWNER	
JAVIER TORRES	
Owner's Name	SSN/TIN Date of Birth
Mobile Phone Secondary Phone	Email
Check One: Married	№ No
If employed, occupation ADVERTISING	
2 JOINT OWNER	
DORA DILLMAN	
Joint Owner's Name	SSN/TIN Date of Birth
Mobile Phone Secondary Phone	Email
Check One: Married 🔀 Yes 🗌 No Retired 🔀 Yes	□ No
If employed, occupation	
3 BENEFICIARY(IES)	
Primary Beneficiary(ies)	
SURVIVING SPOUSE	
Name	Name
Name	Name
Name	Name
Name	
Name	Name
Name	Name
Contingent Beneficiary(ies)	
·	
Name	Name
Name	Name
	No.
Name	Name
Name	Name
Name	Name

1

EXHIBIT

| STATE | LEGAL

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1	Investor Profile		
a I	there is a Joint Owner, include the combined information for both Fidelity Annuity Specialist <sup>1</sup> at 800-544-2442. This information is on this product for you.		
1.	What is the total number of the Owner's and Joint Owner's dependents?	Total Dependents: 0	
2.	Do you have an emergency fund to satisfy any emergencies and major expenses (e.g., medical expenses, college, and home improvements) without needing the funds invested in this annuity? If so, how long do you think the emergency fund will last should you need it?	☐ Less than 3 months ☐ More than 6 months	☐ 3–6 months ☐ No emergency fund
3.	Do you plan to withdraw money from this annuity before age 591/2?	Yes	⊠ No
4.	What is your risk tolerance for this investment?	<ul><li></li></ul>	
5.	What is your annual income (from all sources)?	\$0-\$25,000 \$50,000-\$100,000	☐ \$25,000—\$50,000 ☑ Greater than \$100,000
6.	Why are you purchasing this annuity? (Check all that apply.)	<ul> <li>□ Tax-Deferred Savings</li> <li>☑ Fixed Rate</li> <li>☑ Estate Planning</li> <li>□ Other</li> </ul>	
7.	What is your time horizon for this investment? (How long do you plan to keep this annuity?)	<u>3</u> Years	
8.	What is your investment experience? (Please enter the number of years of investment experience you have in the following.)	30 Years in Stocks 30 Years in Mutual Funds	Years in Bonds Years in Annuities
9.	What is your federal tax bracket?	☐ Under 15% ☐ 22%–27.5%	<b>☒</b> Over 27.5%
10	What is your estimated net worth (including real estate, personal property, as well as bank account[s], brokerage account[s], and retirement assets, but excluding your primary residence)?	<ul><li>Less than \$150,000</li><li></li></ul>	
11	. What are your monthly nondiscretionary expenses (such as housing, clothing, food, utilities, taxes, and medical expenses) as a percentage of your monthly income?	Less than 50% From 50% to 80% Greater than 80%	
12	. What is your total investment in this annuity and all other annuities you own?	\$_ <b>1,2</b> 00,000.00	
13	. What is your estimated liquid net worth (the total net value of your	\$_ <b>5,50</b> 0,000.00	

## IMPORTANT INFORMATION ABOUT FUNDING YOUR ANNUITY PURCHASE

To facilitate the annuity purchase, funds may be transferred from your brokerage account at Fidelity Brokerage Services ("FBS") to an account at Fidelity Insurance Agency (an affiliate of FBS), then subsequently transferred to an account held in the name of the insurance company issuing your policy.

cash, mutual funds, and other liquid securities—securities that can be liquidated without incurring substantial penalties such as the 10%

premature withdrawal tax penalty or surrender charges)?

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4 INVESTOR PROFILE (CONTINUED)		
14. What is your total investment in annuities as a percentage of your liquid net worth? (Divide line 12 by line 13.)	21.82 %	
15. Have you replaced an annuity contract within the past 36 months?	☐ Yes	<b>⊠</b> No
16. Do you understand that, if you do not hold this product to maturity, your investment is subject to surrender charges? (In addition to surrender charges, contracts that include a market value adjustment that are surrendered before maturity may further decrease the value of your investment.)	<b>⊠</b> Yes	™ No
17. Have you considered the financial strength of the insurance company backing this annuity, and the potential diversification benefits of purchasing annuities from several companies?	Yes Yes	No No
IMPORTANT INFORMATION ABOUT PROCEDUTE To help the government fight the funding of terrorism and money-laundering by obtaining your name, date of birth, legal address, and a government-issue circumstances, Fidelity may obtain and verify this information with respect to certain entities, such as trusts, estates, corporations, partnerships, or other or contract may not be issued if Fidelity cannot verify this information. Fidelity not limited to lost opportunities) resulting from any failure to provide this in	g activities, federal law i d identification number o any person(s) authori: ganizations, identifying will not be responsible	requires Fidelity to verify your identity r before opening your contract. In certain zed to effect transactions in a contract. For g documentation is also required. Your
Fidelity Representa	tive Use Only	
Based on my discussions with the Client(s) and/or their designated a their time horizon, risk tolerance, and preferences, we reviewed the costs associated with them before the submission of this application:	following reasonably a	
☑ Certificates of Deposit		
☑ Treasury Notes and Bonds		
Other:		
Please explain the basis for recommending this annuity purchase o interest of the Client:	r annuity replacemen	t transaction and why it is in the best
The Client(s) requested a fixed investment with no market risk		
☐ The rate of the SPDA contract exceeded the rate for the compar	able fixed investmen	ts.
☐ The Client(s) preferred the ability to take RMDs from the annuit	y. This ability is not a	vailable in Treasuries and brokerage CDs.
The Client(s) preferred to forgo the higher rate of CDs in return	n for the 10% liquidit	y feature of the annuity.
Other:		

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5 REPLACEMENT PURCHASES ONL	5
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The replacement of existing life insurance policies or annuity contracts should occur only when it is demonstrated to be in your best interest. Please carefully evaluate the features and benefits of both the existing and proposed contracts before making your decision.

PLEASE COMPLETE ONLY THE APPLICABLE SECTIONS.

VARIABLE ANNUITY REPLACEMENT SECTION (Existing contract information)			
Current contract value	\$		
Mortality and Expense Charge (M&E)		%	
Guaranteed fixed rate		%	
Charge for optional riders		%	
ls the existing contract subject to surrender charges?		☐ Yes ☐ No	
Surrender charge payable to replace existing contract	\$		
Justification for surrender charge:			
Does the existing contract provide living benefits?		☐ Yes ☐ No	
Living rider benefit base	\$	······································	
Justification for loss of living benefits:			
Guaranteed minimum death benefit	\$		
Is the guaranteed minimum death benefit higher than the cur	rent value?	☐ Yes ☐ No	
Justification for loss of death benefit:			
FIDELITY REPRESENTATIVE STATEMENT (Required for replacement purchases)			
Please explain the advantages of continuing the existing contract	et without char	iges:	
Please explain the advantages of continuing the existing contraction of the replacement of the surrender and we have a surrend			

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5 REPLACEMENT PURCHASES ONLY (CONTINUED)		
B. FIXED ANNUITY REPLACEMENT SECTION (Existing contract information)		
Current contract value	\$	
Current interest rate	%	
Guaranteed minimum interest rate	%	
Is the existing contract subject to surrender charges?	☐ Yes ☐ No	
Surrender charge payable to replace existing contract	\$	
Justification for surrender charge:		
Guaranteed minimum death benefit	\$	<del></del>
Is the guaranteed minimum death benefit higher than the	current value?	
Justification for loss of death benefit:		
Please provide the basis for the replacement or surrender an  C. LIFE INSURANCE REPLACEMENT SECTION	d why it is in the Client's best interest:	
(Existing policy information)		
Policy cash value	\$	
Planned annual premium	\$	
Is the existing policy subject to surrender charges?	☐ Yes ☐ No	
Surrender charge payable to replace existing policy	\$	
Justification for surrender charge:		
Life insurance death benefit	\$	
Justification for loss of life insurance death benefit:		
Does the existing policy have an outstanding loan?	☐ Yes ☐ No	
Justification for exchange with existing loan:		

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FIDELITY REPRESENTATIVE STATEMENT (Required for replacement purchases)			
Please explain the advantages of continuing the existing policy	y without change	es:	
Please provide the basis for the replacement or surrender and	why it is in the (	Client's best interest:	
INDEX ANNUITY REPLACEMENT SECTION (Existing contract information)			
Current contract value	\$		
Guaranteed fixed rate		%	
s the existing contract subject to surrender charges?		☐ Yes ☐ No	
Surrender charge payable to replace existing contract	\$		
Justification for surrender charge:			
Guaranteed minimum death benefit	\$		
s the guaranteed minimum death benefit higher than the cu	ırrent value?	☐ Yes ☐ No	
Justification for loss of death benefit:			
Annuitization Value	\$		
FIDELITY REPRESENTATIVE STATEMENT (Required for replacement purchases)			
Please explain the advantages of continuing the existing contr	act without char	nges:	

6 PRODUCT			
. Carrier	Western & Southern I	Life Assurance Company	
. Product	Western & Sou	thern SmartSelect	
. Premium Amount		400000.00	
Payment Method Brokerage Acc	count		
. Interest Rate Guarantee Period		3-Year Guaranteed Rate Option	
		ontract as provided within Section 6 of on contained on this form is complete a	
x mm.	<b>X</b> 12/21/2022	X DORA DILLEMAN	X 12/21/2022
SIGNATURE OF CONTRACT OWNER	DATE	9D8D007780714A0	ABLE) DATE
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The annuity and the solicitation, negotiation. New Jersey Department of Banking & t 1-800-446-7467 or online at http://www.THE FIDELITY REPRESENTATIVE A Representative and Principal Acknowledge Signing below signifies that you ("you" result to the best of my knowledge and belief	ion, and sale of the annui r Insurance. For inquiries, ww.state.nj.us/dobi/consur AND THE FIDELITY PRI dedgement fers to the Registered Repre- ef, the information contain on pertaining to whether th	ity concerning its suitability are subject to re, you can contact the Department's Consummer.htm.  NCIPAL MUST SIGN  esentative and Supervisory Principal) acknowled in the application, including but not limited the Client has existing policies or contracts, and	edge the following:
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the annuity and the solicitation, negotiation. New Jersey Department of Banking & 1-800-446-7467 or online at http://www.the FIDELITY REPRESENTATIVE A Representative and Principal Acknowledge Signing below signifies that you ("you" reint) To the best of my knowledge and belied Profile information and the information will replace any other insurance or and 2) I have made a reasonable effort to obtain that the annuity product chosen on the	ion, and sale of the annuity Insurance. For inquiries, www.state.nj.us/dobi/consurance.  AND THE FIDELITY PRI ledgement  effers to the Registered Represent, the information contain on pertaining to whether the nuity, is accurate and compain and consider the Client his form is a suitable investri	ity concerning its suitability are subject to re, you can contact the Department's Consummer.htm.  NCIPAL MUST SIGN  esentative and Supervisory Principal) acknowled in the application, including but not limite the Client has existing policies or contracts, and plete;  information required to recommend this transport of the subject of	edge the following: ed to the Investor d whether this policy
The annuity and the solicitation, negotiation he New Jersey Department of Banking & t 1-800-446-7467 or online at http://www.com/line/separtment/separtmen	ion, and sale of the annuity Insurance. For inquiries www.state.nj.us/dobi/consurance. The FIDELITY PRI ledgement of the Registered Representation contains on pertaining to whether the nuity, is accurate and compain and consider the Client is form is a suitable investrat the Client has been information.	ity concerning its suitability are subject to re, you can contact the Department's Consummer.htm.  NCIPAL MUST SIGN  esentative and Supervisory Principal) acknowled in the application, including but not limited the Client has existing policies or contracts, and plete;  information required to recommend this transment;  med of the material features of this annuity; and	edge the following: ed to the Investor d whether this policy
The annuity and the solicitation, negotiation in New Jersey Department of Banking & t 1-800-446-7467 or online at http://www	ion, and sale of the annuity Insurance. For inquiries www.state.nj.us/dobi/consurance. For inquiries www.state.nj.us/dobi/consurance.  AND THE FIDELITY PRI dedgement  If the information contains on pertaining to whether the nuity, is accurate and compain and consider the Client is form is a suitable investrate the Client has been informat the Client would benefit the reviewed all the relevant approve this transaction on	ity concerning its suitability are subject to re, you can contact the Department's Consummer.htm.  NCIPAL MUST SIGN  esentative and Supervisory Principal) acknowled in the application, including but not limited the Client has existing policies or contracts, and plete;  information required to recommend this transment;  med of the material features of this annuity; and	edge the following: ed to the Investor d whether this policy asaction and believe and the event that this f the reasons the
The annuity and the solicitation, negotiation he New Jersey Department of Banking & t 1-800-446-7467 or online at http://www	ion, and sale of the annuity Insurance. For inquiries www.state.nj.us/dobi/consurance. For inquiries www.state.nj.us/dobi/consurance.  AND THE FIDELITY PRI dedgement  If the information contains on pertaining to whether the nuity, is accurate and compain and consider the Client is form is a suitable investrate the Client has been informat the Client would benefit the reviewed all the relevant approve this transaction on	ity concerning its suitability are subject to re, you can contact the Department's Consummer.htm.  NCIPAL MUST SIGN  esentative and Supervisory Principal) acknowled in the application, including but not limite the Client has existing policies or contracts, and plete;  information required to recommend this transment;  med of the material features of this annuity; as from certain features of this annuity.  information and approve this transaction. In the basis that the Client has been informed o	edge the following: ed to the Investor d whether this policy asaction and believe and the event that this f the reasons the
The annuity and the solicitation, negotiation he New Jersey Department of Banking & t 1-800-446-7467 or online at http://www.t 1-800-446-7467 or online at http://www.t-800-446-7467 or online at http://www.t-800-44	ion, and sale of the annuity Insurance. For inquiries, www.state.nj.us/dobi/consurance. For inquiries, www.state.nj.us/dobi/consurance.  AND THE FIDELITY PRI dedgement  If the information contains on pertaining to whether the nuity, is accurate and compain and consider the Client has form is a suitable investrate the Client has been information that the Client would benefit the reviewed all the relevant approve this transaction on that the Client has affirmed	ity concerning its suitability are subject to re, you can contact the Department's Consummer.htm.  NCIPAL MUST SIGN  esentative and Supervisory Principal) acknowled in the application, including but not limite the Client has existing policies or contracts, and plete;  information required to recommend this transment;  med of the material features of this annuity; as from certain features of this annuity.  information and approve this transaction. In the basis that the Client has been informed o	edge the following: ed to the Investor d whether this policy asaction and believe and the event that this f the reasons the



DATE SIGNATURE OF FIDELITY PRINCIPAL

Fixed annuities available at Fidelity are issued by third-party insurance companies, which are not affiliated with any Fidelity Investments company. These products are distributed by Fidelity Insurance Agency, Inc., and for certain products, Fidelity Brokerage Services LLC, Member NYSE, SIPC. Fidelity Insurance Agency, Inc., and Fidelity Brokerage Services LLC represent insurance companies and receive compensation for services provided on their behalf. A contract's financial guarantees are solely the responsibility of and are subject to the claims-paying ability of the issuing insurance company.

SIGNATURE OF FIDELITY REPRESENTATIVE

DATE

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## FIDELITY REPRESENTATIVE COMMENTS REQUIRED IF:

- The Client has checked any of the shaded boxes;
- The Client's total investment in annuities as a percentage of liquid net worth exceeds 50% (Section 4, line 14).

Representatives should provide detailed comments to address each suitability flag. The comments should not be a restatement of the flag, but instead an explanation of why the purchase is suitable.

FIDELITY REPRESENTATIVE COMMENTS:	
Question 2:	
Question 3:	
Question 4:	
Question 5:	
Question 6:	
Question 7:	
Question 8:	
Question 10:	
Question 11:	
Question 14:	
Question 16:	
Question 17:	